

Atty Dkt. No.: 10010381-1  
USSN: 09/944,083

### REMARKS

The Office Communication asserted that the Appeal Brief submitted by the Applicants on May 2, 2005 was not in compliance with the requirements of 37 CFR 1.192(c).

In researching this assertion, the Applicants discovered that the Office had relied on an outdated version of Title 37 of the Code of Federal Regulations in evaluating the Appeal Brief. Upon this discovery, the Applicants alerted Supervisory Patent Examiner Andrew Wang of this situation. On August 16, 2005, Examiner Wang affirmed that the Appeal Brief filed by the Applicants on May 2, 2005 is in compliance with the updated rules.

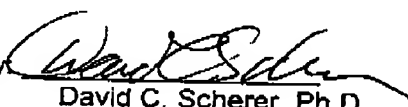
### CONCLUSION

As affirmed by Supervisory Patent Examiner Wang, the Applicants submit that the Appeal Brief filed on May 2, 2005 is in compliance with the relevant section(s) of Title 37 of the Code of Federal Regulations. The Applicants thank Examiner Wang for his help in resolving this matter.

The Commissioner is hereby authorized to charge any fees under 37 C.F.R. §§ 1.16 and 1.17 which may be required by this paper, or to credit any overpayment, to Deposit Account No. 50-1078, order number 10010381-1.

Respectfully submitted,

Date: 8-18-05

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